

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department - Irregularities in award of price adjustment on material/pipes procured etc., in Rural Water Supply (Projects) at Poduru and other habitations in West Godavari District – Disciplinary proceedings against Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of Charges – Orders - Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT(VIG.I) DEPARTMENT

G.O.RT.No. 66

Dated.22.01.2015

Read the following:

- 1.From the GA (V&E) Appraisal Report No.70(498/V&E/E2/10), Dt.01.04.2014.
- 2.From the GA (V&E) Appraisal Report No.17(225/V&E/E2/11), Dt.26.07.2014.

ORDER:

It is proposed to hold an inquiry against Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services(classification, control and appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure II and III).

3. Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, is directed to submit a Written statement of his defence within 10 days of the receipt of this order.

4. Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex parte.

6. Attention of Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, is invited to Rule 24 of the Andhra Pradesh Civil Services(Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of rule 24 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

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7. The receipt of the order be acknowledgment.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

To

Sri Ch.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru, West Godavari District, **through** Engineer-in-Chief, Rural Water Supply & Sanitation Department, Hyderabad.

The Engineer in Chief, Rural Water Supply & Sanitation, Hyderabad.(with a request to serve the charges to the individual and furnish a served copy to Govt.,)

SF/SC.

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE - I

**STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST
SRI CH.APPA RAO,, THE THEN EXECUTIVE ENGINEER, RURAL WATER
SUPPLY & SANITATION DIVISION, KOVVURU (FROM 17.07.2008 TO TILL
TO DATE).**

CHARGE1:-

That Sri Ch.Appa Rao,, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru has failed to discharge his legitimate duties and failed to follow prescribed procedure laid down for calculation of price escalation for the raw materials used in HDPE pipes and BWSC pipes with reference to agreement conditions and also relevant Circulars/ Government Orders due to which an amount of Rs.58,00,262/- loss to the Government Exchequer.

BASIS:-

As per Appraisal Report of General Administration(V&E) Department Appraisal Report No.70(498/V&E/E2/2010)-(ELURU), dt.1.4.2014, Sri CH.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru has derelicted his Legitimate Duties and failed to follow prescribed procedure laid down for calculation of price escalation for the raw materials used in HDPE pipes and BWSC pipes, considering the material rate one month prior to QC inspection date instead of one month prior to QC offered date in violation of the Agreement condition clause (4.6). And also recommended the following payments to the Executing agency, due to which an amount of Rs.58,00,262/- loss to the Government Exchequer.

BWSC Pipes -----Rs.57,17,958/-	(Rs.52,73,056/- for difference between the estimated rate and price variation rate + Rs.4,44,902/- for price reduction to be actually effected as per invoice rate)
HDPE Pipes -----Rs. 82,304/-	
Total -----Rs.58,00,262/-	

From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1964.

Hence the charge.

CHARGE2:-

That Sri CH.Appa Rao, The Then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru has failed to maintained the basic records properly for arriving price variation i.e., QC offer letters as exhibited in case of HDPE pipes of 160mm dia of length 7596.00 Rm & BWSC 400mm dia pipes for lengths of 972.4RM & 1803.6RM.

BASIS:-

As per Appraisal Report of General Administration(V&E) Department Appraisal Report No.70(498/V&E/E2/2010)-(ELURU), dt.1.4.2014, Sri CH.Appa Rao, the then Executive Engineer, Rural Water Supply & Sanitation Division, Kovvuru has failed to furnish the following documents.

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- a) Evidence letter to the non availability of stock of 7610 Rmt of 160mm dia HDPE pipes with manufacturer as on 08.07.2007.
- b) Correspondence letters with the executing agency regarding to the non availability of stock of 7610 Rmt of 160mm dia HDPE pipes with manufacturer as on 08.07.2007.
- c) QC offer letter for 7596 Rmt of 160mm dia HDPE pipes on 03.09.2007.
- d) QC offer letters for BWSC 400mm dia pipes for lengths of 972.4RM & 1803.6RM (Lengths of BWSC finished pipes as per invoices are not tallying with reference to QC cleared lengths)

From this it is evident that he has shown Gross Negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (classification, control and appeal) Rules, 1964.

Hence the charge.

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE - II

**LIST OF THE DOCUMENTS BY WHICH THE ARTICLE CHARGES FRAMED
AGAINST SRI CH.APPA RAO., THE THEN EXECUTIVE ENGINEER, RURAL
WATER SUPPLY & SANITATION DIVISION, KOVVURU (FROM 17.07.2008
TO TILL TO DATE)**

Govt Memo.No.7905/Vig.I/2014-3, dt.19.07.2014 of PR&RD (Vig.I) Dept
along with Appraisal Report No.70(498/V&E/E2/2010)-(ELURU),
dt.1.4.2014 of General Administration(V&E) Department.

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER

ANNEXURE - III

**LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES ARE
FRAMED AGAINST SRI CH.APPA RAO., THE THEN EXECUTIVE
ENGINEER, RWS&S DIVISION, KOVVURU (FROM 17.07.2008 TO TILL TO
DATE).**

- NIL -

Dr.K.S.JAWAHAR REDDY
SECRETARY TO GOVERNMENT

//FORWARDED::BY::ORDER//

SECTION OFFICER